

# Memorandum

To: CHAIR AND COMMISSIONERS

CTC Meeting: May 12-13, 2004

Reference No.: 2.8d.(1)  
Action Item

From: ROBERT L. GARCIA  
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Local Assistance

Ref: **REQUEST TO EXTEND THE PERIOD OF PROJECT DEVELOPMENT  
EXPENDITURE PER RESOLUTION G-03-19, FOR LOCAL STREETS AND ROADS  
PROJECTS  
WAIVER-03-51**

## **ISSUE:**

The California Transportation Commission (Commission) allocated funds totaling \$738,000 in Fiscal Year (FY) 2001-2002 for five local projects. The responsible agencies will be unable to expend all the funds by the expenditure deadline of June 30, 2004. The attachment shows the details of the projects and the delays that have resulted in the extension requests. The responsible agencies request extensions and their respective planning agencies concur.

## **RECOMMENDATION:**

The Department of Transportation's recommendations are shown on the attachment.

## **BACKGROUND:**

Resolution G-03-19, State Transportation Improvement Program (STIP) Guidelines, adopted by the Commission on December 11, 2003, stipulates that funds programmed for project development and right of way components of local grant projects are available for expenditure only until the end of the second fiscal year after allocation. The Guidelines further stipulate that the Commission may approve waivers to the timely use of funds deadline one time only for up to 20 months in accordance with Section 14529.8 of the Government Code.

Attachment

Time Extension/Waiver – Project Development Expenditure Deadline  
Local Streets and Roads Projects  
Program Year 2003-04

Project #	Applicant County	Extension Amount By Component (\$ in thousands) E&P PS&E R/W CON TOTAL	Number of Months Requested  Extended Deadline  CT Recommendation
<b>Reason for Project Delay:</b>			
1	City of Eureka Humboldt	\$250 \$0 \$0 \$0 <b>\$250</b>	19 months  01/31/2006  Support – meets STIP Guidelines
Federal authorization was delayed and not received until June 17, 2002, causing an immediate loss of six months. Additional delays of over six months have arisen in arranging for a Federal Highways Administration (FHWA) field review and final determination of the recommended environmental document. The environmental document has become more complex and will require another six months in studies. The progress of the project has also been hampered by unforeseen uncertainty in the availability of funding and the current reprogramming of the Regional Transportation Improvement Program. Therefore, the City is requesting an extension of 19 months to obtain final approval by all resource agencies and FHWA.			
2	County of Siskiyou Siskiyou	\$0 \$0 \$0 \$55 <b>\$55</b>	6 months  12/31/2004  Support – meets STIP Guidelines
These PPM funds were originally allocated to the McCloud Community Services District (District) to fund a project study report (PSR) for a bicycle/pedestrian path throughout the community. The District intended to immediately hire a consultant to prepare the PSR, however two large landowners surrounding McCloud voiced opposition to development of a plan that encouraged bike/pedestrian travel through their properties. The District proceeded with a public scoping process which included numerous public and private property owners and interested groups in an attempt to resolve major right-of-way issues prior to hiring the consultant to prepare the PSR. This scoping process lasted 12 months, resulting in a 6 month delay in hiring the consultant. As of January 2004, the District has completed the scoping process, resolved the right-of-way issues, and is prepared to secure a consultant to complete the PSR. However, in interviews with prospective consultants, it was discovered that a comprehensive PSR cannot be completed by the June 30, 2004 expenditure deadline. The District is committed to diligently pursue the PSR and has verified that the work can be completed by December 31, 2004. The County is requesting an extension of 6 months to the expenditure deadline.			
3	City of Alturas Modoc	\$34 \$74 \$0 \$0 <b>\$108</b>	20 months  2/28/2006  Support – meets STIP Guidelines
Due to State Transportation Improvement Program (STIP) budget constraints, funding for the construction phase of this project will not be available at the time anticipated when the project was first planned. The City would like to delay the completion of environmental and engineering so that they more closely coincide with the possible availability of construction funding. The City is requesting an extension of 20 months to the expenditure deadline.			

Time Extension/Waiver – Project Development Expenditure Deadline  
Local Streets and Roads Projects  
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Project #	Applicant County	Extension Amount By Component (\$ in thousands) E&P PS&E R/W CON TOTAL	Number of Months Requested  Extended Deadline  CT Recommendation
<b>Reason for Project Delay:</b>			
4	City of San Jose Santa Clara	\$0 \$125 \$0 \$0 <b>\$125</b>	20 months  2/28/2006  Support – meets STIP Guidelines
<p>PS&amp;E is 95% complete. An extension to the expenditure deadline is required to cover cost of engineering related costs such as construction observation and assistance as well as project evaluation and documentation that will occur during the construction phase of the project. Unlike typical construction projects, Intelligent Transportation Systems (ITS) projects include various non-construction activities during and after construction. For example, signal timing work cannot be performed until construction/installation is complete, and project documentation and evaluation required by the provisions of the grant must occur during and after construction. These tasks were included as part of the consultant design contract (funded with PS&amp;E funds) in part to avoid the need for a second consultant contract as well as additional overhead costs.</p> <p>Also, the project was originally scheduled to be funded by Congestion Management and Air Quality (CMAQ) and STIP matching funds, but the City was notified that the STIP matching funds for construction would not be allocated. Therefore, the City was required to re-scope the project to address the local match shortfall. Due to these issues, the City is requesting an extension of 20 months to the expenditure deadline.</p>			
5	Merced County Merced	\$200 \$0 \$0 \$0 <b>\$200</b>	10 months  4/30/2005  Support – meets STIP Guidelines
<p>The County of Merced has been making steady progress toward the preparation of a draft Environmental Impact Statement-Environmental Impact Report (EIS-EIR) for the Campus Parkway Project. The Administrative Draft EIS-EIR has been reviewed by the Department of Transportation (Department) and has been through a legal sufficiency review by the Department's attorneys. Currently, the County's consultant is making revisions to the draft after it was reviewed by the Federal Highway Administration (FHWA). It is anticipated that the Draft EIS-EIR will be released by FHWA for circulation during the Spring/Summer of 2004. Because of the complex nature of the project, the Draft EIS-EIR will be circulated to the public for a 60-day review period. The current schedule anticipates that the final EIS-EIR will be published in December 2004 or January 2005. However, due to the possibility of additional, unforeseen delays, the County is requesting an extension of 10 months (through the end of April) to the expenditure deadline.</p>			